

KATIE HOBBS
- GOVERNOR -



VICTORIA WHITMORE
- EXECUTIVE DIRECTOR -

ARIZONA STATE VETERINARY MEDICAL EXAMINING BOARD

1740 W. ADAMS ST., STE. 4600 - PHOENIX, ARIZONA 85007

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VETBOARD.AZ.GOV

MINUTES

July 17, 2024 at 8:30am

1740 W. Adams Street, Board Room B
Phoenix, Arizona 85007

Members Present Electronically: Ms. Jane Solomon, Ms. Jessica Creager, Dr. Craig Nausley, Dr. Melissa Thompson, Ms. Nikki Frost, CVT, Dr. Robyn Jaynes and Dr. Darren Wright.

Members Absent: Dr. J. Greg Byrne.

Staff and Legal Counsel Present: Ms. Victoria Whitmore, Executive Director; Mr. Marc Harris, AAG (Assistant Attorney General); and Ms. Tracy Riendeau, CVT, Investigations.

I. CALL TO ORDER

Roll call: Ms. Whitmore at 8:32 am.

II. INFORMAL INTERVIEWS - BOARD DELIBERATION AND ACTION

1. 24-45: In Re: Laurel McEnaney, DVM – Continuance of Informal Interview of June 19, 2024 for the purpose of receiving additional information and reviewing possible action to approve proposed Findings of Fact, Conclusions of Law, and adopting an Order.

Ms. Sandra Mounts was present telephonically to monitor. After discussion and consideration, a motion was made by Dr. Nausley and seconded by Ms. Solomon to adopt the Findings of Fact and Conclusions of Law as drafted. Roll call: Ms. Solomon, aye; Dr. Thompson, abstained; Dr. Jaynes, aye; Ms. Creager, aye; Ms. Frost, aye; Dr. Nausley, aye; and Dr. Wright, aye. Motion passed 6 ayes, 1 abstention.

After further discussion and consideration, a motion was made by Dr. Nausley and seconded by Ms. Solomon to issue Dr. McEnaney an Order that includes a period of **Probation for 1-year** to obtain an additional **four (4) hours of continuing education** in addition to the statutory requirements to maintain licensure. Those four (4) hours shall be in **critical care**. Roll call: Ms. Solomon, aye; Dr. Thompson, abstained; Dr. Jaynes, aye; Ms. Creager, aye; Ms. Frost, aye; Dr. Nausley, aye; and Dr. Wright, aye. Motion passed 6 ayes, 1 abstention.

2. 24-96: In Re: Michael Rice, DVM – Continuance of Informal Interview of June 19, 2024 for the purpose of receiving additional information and reviewing possible action to approve proposed Findings of Fact, Conclusions of Law, and adopting an Order.

Attorney David Stoll was present electronically to monitor. After discussion and consideration, a motion was made by Dr. Nausley and seconded by Ms. Solomon to adopt the Findings of Fact and Conclusions of Law as drafted. Roll call: Ms. Solomon, aye; Dr. Thompson, abstained; Dr. Jaynes, aye; Ms. Creager, aye; Ms. Frost, aye; Dr. Nausley, aye; and Dr. Wright, aye. Motion passed 6 ayes, 1 abstention.

After further discussion and consideration, a motion was made by Dr. Nausley and seconded by Ms. Solomon to issue Dr. Rice an Order that includes a period of **Probation for 1-year** to obtain an additional **four (4) hours of continuing education** in addition to the statutory requirements to maintain licensure. Those four (4) hours shall be in **dentistry, including dental radiograph interpretation**. Roll call: Ms. Solomon, aye; Dr. Thompson, abstained; Dr. Jaynes, aye; Ms. Creager, aye; Ms. Frost, aye; Dr. Nausley, aye; and Dr. Wright, aye. Motion passed 6 ayes, 1 abstention.

III. ADMINISTRATIVE REVIEW OF PREVIOUS ACTIONS

1. 23-80: In Re: Dawn Hunsberger, VMD. Monthly appearance as required by Interim Consent Agreement. Board may review, discuss, and take action on information provided, including review of compliance with Interim Consent Agreement.

Dr. Nausley was recused. Dr. Hunsberger was present electronically in compliance with her Interim Consent Agreement, made statements and answered questions.

2. Combined cases 22-136 & 23-03: In Re: Maya Bellapianta, DVM. Monthly appearance as required by Consent Agreement. Board may review, discuss, and take action on compliance with consent agreement and other information presented and may amend ICA.

Dr. Bellapianta was present electronically with attorney Flynn Carey, made statements and answered questions in compliance with her Interim Consent Agreement. No action taken.

3. 24-34: In Re: Maya Bellapianta, DVM. Board may review, discuss, and take action on compliance with Interim Order for Evaluations.

Dr. Bellapianta was present electronically, made statements and answered questions in compliance with her Interim Order for evaluations. No action taken.

4. 24-54: In Re: Erin Miracle, DVM. Monthly appearance as required by Consent Agreement. Board may review, discuss, and take action on information provided.

Dr. Miracle was present electronically, made statements and answered questions in compliance with her Consent Agreement.

5. 24-22: In Re: Nilin Gupta, DVM. Board may review, discuss, and take action on Continuing Education plan submitted in compliance with Board Order.

After discussion and consideration, a motion was made by Dr. Nausley and seconded by Ms. Creager to approve Dr. Gupta's continuing education plan in compliance with his Board Order. The 2008 CE submission is not included in the approval. Motion passed unanimously.

6. 19-71: In Re: Celeste Roy, DVM. Board may review, discuss, and take action on request to reschedule July testing.

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Dr. Jaynes to resume Dr. Roy's testing on August 21, 2024. Motion passed unanimously.

7. 24-75 and 24-76: In Re: Diego Florez, DVM. Board may review, discuss, and take action on Continuing Education Plan submitted in compliance with Consent Agreement.

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to approve Dr. Florez's continuing education plane submitted in compliance with his Consent Agreement. Motion passed unanimously.

8. 24-08: In Re: Dwight Benesh, DVM. Board may review, discuss, and take action on compliance with Consent Agreement.

Dr. Nausley was absent due to technical difficulties. Dr. Benesh was present electronically, made statements and answered questions. After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to lift the Stay of Suspension and schedule this matter to an Informal Interview. Roll call: Ms. Soloman, aye; Dr. Thompson, aye; Dr. Jaynes, aye; Ms. Creager, aye; Ms. Frost, aye; Dr. Nausley, absent; and Dr. Wright, aye. Motion passed 6 ayes, 1 absent.

9. 24-53: In Re: Hugo Santibanez, DVM. Board may review, discuss, and take action on Practice Monitor Report and compliance with Consent Agreement.

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to open an investigation regarding Dr. Santibanez's non-compliance with his Consent Agreement and invite him to appear at the next scheduled Board meeting. Motion passed unanimously.

10. 24-72: In Re: Payton Robb, DVM. Board may review, discuss, and take action on Continuing Education Plan submitted in compliance with Consent Agreement.

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Dr. Thompson to approve Dr. Robb's continuing education plan submitted in compliance with her Consent Agreement. Motion passed unanimously.

IV. REPORTS, CORRESPONDENCE, REFERRALS AND OTHER BUSINESS

1. Board may review, discuss, and take action on veterinary license applications:

a. Stormy Settle

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Jaynes to approve applicant Settle's veterinary license application. Motion passed 6 ayes, 1 nay (Ms. Soloman).

b. Kelly S O'Connor, DVM

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to approve applicant O'Connor's veterinary license application. Motion passed unanimously.

c. Rachael Vogel, DVM

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to deny applicant Vogel's veterinary license application due to not

timely completing and returning the State Exam. Applicant Vogel is required to submit a new veterinary license application and fee to proceed with the licensure process. Motion passed unanimously.

2. Board may review, discuss, and take action on Certified Veterinary Technician applications:

a. Brianna McBroom

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Wright to approve applicant McBroom's CVT application. Motion passed unanimously.

3. Board may review, discuss, and take action on change of address notification from Melanie Bliudzius, DVM.

No action taken.

4. Board may review, discuss, and take action on Health Professional Disciplinary Actions Report.

After discussion and consideration, a motion was made by Ms. Solomon and seconded by Dr. Wright to approve the Health Professional Disciplinary Actions Report which includes the new process for complaints alleging abuse, neglect, or exploitation. Motion passed unanimously.

5. Board may review, discuss, and take action on update from Wm. Sean Penn, DVM regarding resolution of reportable charge.

After discussion and consideration, the Board directed staff to obtain and review Dr. Penn's court documents with respect to the resolution of his reportable charge.

6. Board may review, discuss, and take action on request regarding the clarification of interpretation of A.R.S. §32-2242(B) pertaining to Certified Veterinary Technician application requirements, per A.R.S. §41-1001.02:

a. Danei Carrillo

After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Creager to accept Danei Carrillo's education as an equivalent to the CVT application requirements. Motion passed unanimously.

7. Board may review, discuss, and take action on designating veterinary medical services underserved areas per A.R.S. §15-1745(A)(2)(b) in relation to the WICHE (Western Interstate Commission for Higher Education) program.

No action taken.

8. Board may review, discuss, and take action on request from Ken Sullins, DVM to consider qualification to apply for licensure via Universal Recognition pathway.

After discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Thompson to allow Dr. Sullins apply for licensure via the Universal Recognition pathway. Roll call: Ms. Solomon, nay; Dr. Thompson, aye; Dr. Jaynes, aye; Ms. Creager, aye; Ms. Frost, aye; Dr. Nausley, aye; and Dr. Wright, nay. Motion passed 5 ayes, 2 nays.

9. Board may review, discuss, and take action on requests for Board approval for one additional attempt to take the North American Veterinarian Licensing Exam per International Council for Veterinary Assessment (ICVA) requirements:

- a. **Bilge Karhan Despres**
- b. **Brandelle Domenack**
- c. **Hamid Mohyeddin**
- d. **Gholamreza Esmaeli**
- e. **Diana Russell**

After discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Wright to direct Ms. Whitmore to affirm to the ICVA that these individuals' passing NAVLE scores would be accepted should they apply for licensure.. Motion passed unanimously.

V. REVIEW AND APPROVAL OF MINUTES

1. May 15, 2024 Regular Session.

After discussion and consideration, a motion was made by Ms. Solomon and seconded by Ms. Creager to approve the May 15, 2024 Regular Session minutes. Motion passed 5 ayes, 2 abstentions (Dr. Jaynes and Dr. Wright).

2. May 15, 2024 Executive Session.

After discussion and consideration, a motion was made by Ms. Solomon and seconded by Ms. Creager to approve the May 15, 2024 Executive Session minutes. Motion passed 5 ayes, 2 abstentions (Dr. Jaynes and Dr. Wright).

3. June 19, 2024 Regular Session.

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Solomon to approve the June 19, 2024 Regular Session minutes. Motion passed 6 ayes, 1 abstention (Dr. Thompson).

VI. CONSENT AGENDA

A. Approval of Premises Licenses – Responsible Veterinarian listed

- 1. R4431: Tender Loving Care Veterinary Services & Supplies LLC, Risen Star Kennel. New Responsible Veterinarian. Samantha Lieberman, DVM.
- 2. R4441: Tender Loving Care Veterinary Services & Supplies LLC, Mobile Unit. New Responsible Veterinarian. Samantha Lieberman, DVM.
- 3. R4444: Tender Loving Care Veterinary Services & Supplies LLC, Doggie Day Camp. New Responsible Veterinarian. Samantha Lieberman, DVM.
- 4. R4456: Castle Rock Petdocs. New Premises. Lorna Lanman, DVM.
- 5. R4463: Amanda Dorn Sole Proprietor. Address Change. Amanda Dorn, DVM.
- 6. R4464: Premier Pet Hospital. New Responsible Veterinarian. Kahla Merrett, DVM.
- 7. R4466: Broadway Animal Hospital. New Responsible Veterinarian and Ownership Change. Shannon Wesche, DVM.
- 8. R4468: Lehua Veterinary Services LLC. New Premises. Krystyna Nowakowski, DVM.
- 9. R4469: Easyvet Clinic of San Tan Valley. Ownership Change, Kamryn Willcut, DVM.
- 10. R4470: PetWellClinic – Central Phoenix. New Premises. Caroline Magargle, DVM.
- 11. R4471: EVE Pet Hospital (East Valley Emergency Vets, PLLC). New Premises. Shannon Kafer, DVM.
- 12. R4472: Arizona Veterinary Dental Specialists Peoria. New Responsible Veterinarian. Jennifer Montebello, DVM
- 13. R4473: Banfield Pet Hospital #1191. New Responsible Veterinarian. Zoe Browning, DVM.

14. R4474: Banfield Pet Hospital #0147. New Responsible Veterinarian. Kimberly Young, DVM.
15. R4475: Banfield Pet Hospital #1864. New Responsible Veterinarian. Emily Fassbaugh, DVM.
16. R4476: Banfield Pet Hospital #1039. New Responsible Veterinarian. Hannah Blackman, DVM.
17. R4479: Banfield Pet Hospital #1270. New Responsible Veterinarian. Heather Molander, DVM.
18. R4480: Home Fur Good. New Responsible Veterinarian. Tracy Smith, DVM.
19. R4484: Banfield Pet Hospital #0157. New Responsible Veterinarian. Madison Aubry, DVM.
20. R4490: Animal Hospital at Anthem. New Responsible Veterinarian. Johanna DeKing, DVM.
21. R4491: Norterra Animal Hospital. New Responsible Veterinarian. Zane Gouker, DVM

A (1), (3), (4), (7), (8), (12), (15), (16), (17), (18), (19), (20), and (21) were removed from the Consent Agenda.

Approval of Premises Inspections granted.

B. Approval of Random Premises Inspections – Responsible Veterinarian listed

1. R2665: Animal Healing and Wellness Clinic. Paula Medler, DVM

B (1) was removed from the Consent Agenda.

Approval of Random Premises Inspections granted.

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Thompson to **approve** the Consent Agenda as amended. Motion passed unanimously.

Items Removed From The Consent Agenda:

A (4), (12), (15), (20), and (21).

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Thompson to approve the above premises **pending compliance**. Motion passed unanimously.

A (1), (3), (7), (8), (16), (17), (18), (19) and B (1).

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Thompson to approve the above premises **pending inspection and compliance**. Motion passed unanimously.

VII. SUMMARY OF CURRENT EVENTS

No summary of current events.

VIII. CALL TO THE PUBLIC

No member of the public wished to address the Board.

IX. ESTABLISHMENT OF FUTURE MEETING DATE

The next regular meeting will be held on **Wednesday, August 21, 2024**, beginning at 8:30 a.m. at 1740 W. Adams Street, Board Room "B," Phoenix, Arizona, 85007. One or more Board members may appear telephonically.

X. ADJOURNMENT

Meeting adjourned at 10:40am.

Respectfully submitted,



Victoria Whitmore, Executive Director